

JC10 Re PCT/PTO 27 JUL 2005 #5

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV296531343 US, in an envelope addressed to: MS PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: July 27, 2005

Signature:

(Rebecca Butler-Guinan)

Docket No.: 27793-00096USPX  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Rudi Leutert

Application No.: 10/520012 ✓

Confirmation No.: 9200

Filed: December 29, 2004

Art Unit: N/A

For: ADAPTIVE PNEUMATIC SEAT AND  
BACKREST CUSHIONS FOR VEHICLES  
AND AIRPLANES

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.**

**371**

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements mailed July 11, 2005, Applicant respectfully submits a duly executed Combined Declaration and Power of Attorney and Copy of Notification of Missing Requirements.

Our check in the amount of \$65.00 for payment of the surcharge for providing the oath and declaration later than the appropriate 20 or 30 months from the priority date under 37 CFR 1.492(e).

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

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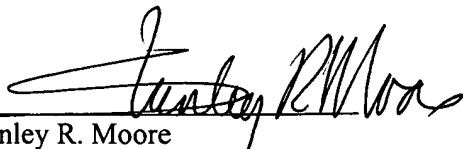
DALLAS2 1117536v1 27793-00096USPX

application by this firm) to our Deposit Account No. 10-0447 under Order No. 27793-00096USPX.

Dated: July 27, 2005

Respectfully submitted,

By



Stanley R. Moore

Registration No.: 26,958

JENKENS & GILCHRIST, A PROFESSIONAL  
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Attorneys For Applicant

#5



Rec'd PCT/PTO

27 JUL 2005

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/520,012                  | Rudi Leutert          | 27793-00096USPX  |

INTERNATIONAL APPLICATION NO.

PCT/CH03/00017

I.A. FILING DATE

01/15/2003

PRIORITY DATE

07/18/2002

23932

JENKENS & GILCHRIST, PC  
 1445 ROSS AVENUE  
 SUITE 3200  
 DALLAS, TX 75202

INTELLECTUAL PROPERTY

JUL 15 2005

JENKENS &amp; GILCHRIST

CONFIRMATION NO. 9200

371 FORMALITIES LETTER



\*OC000000016487433\*

Date Mailed: 07/11/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/29/2004
- English Translation of the IA filed on 12/29/2004
- Copy of the International Search Report filed on 12/29/2004
- Information Disclosure Statements filed on 12/29/2004
- Oath or Declaration filed on 12/29/2004
- Request for Immediate Examination filed on 12/29/2004
- U.S. Basic National Fees filed on 12/29/2004
- Priority Documents filed on 12/29/2004

\* DOCKETED  
 Int: in DT: 7/18/05  
 MISSING PARTS  
 Action: Caryl Date: 7/16/05  
 Resp due 9/16/05

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/520,012                  | PCT/CH03/00017                | 27793-00096USPX  |

FORM PCT/DO/EO/905 (371 Formalities Notice)